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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 4817 of 1998

Between:

Smt. Tammisetty Kumari, W/o Late T. Chandra Babu Alies Elia,
R/o Vedullapally, Stuvartpuram Post,
Baptla (M), Guntur Dist.

..... PETITIONER

AND

1 State of A.P., Rep. by Secretary
Home Department, Secretariat,
Hyderabad.
2 The Director General of Police,
Hyderabad.
3 The Deputy Inspector General of Police
Guntur Range, Guntur Dist.
4 The Superintendent of Police,
Guntur Dist.
5 The Superintendent of Police,
Prakasam Dist.
6 S,H.O. Epurupalem Police Station,
Chirala (M), Prakasam Dist.
7 S,H.O. II Town Police Station,
Cheerala, Prakasam Dist.
8 Sri U. Nagaraju, Sub-Inspector of Police,
I Town Police Station, Cheerla,
Prakasam Dist.
9 Mr. T. Prabhakar, Sub-Inspector of Police,
Epurapalem Police Station, Prakasm Dist.
10 Mr. K. Narsa Raju, Constable
C/o SHO., Cheerala, Prakasam Dist.
11 Mr. S. Ravi Prakash, Constable
SHO., Cheerala, Prakasam Dist.

12 Sri Narsu Dasu, Constable
SHO., Epurupalem, Prakasam Dist.
13 S.H.O.,
Jeedimetla Police Station, Hyderabad.
14 The Director
Central Bureau of Investigation (CBI), New Delhi.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate writ or direction declaring the action of the respondents in causing death of petitioner's husband is violative of Article 21 of the Constitution of India and direct the first respondent to provide necessary protection to the petitioners life and of her 3 minor children and to pay the compensation of Rupees Ten Lakhs to the petitioner and provide suitable employment or pass such other orders.

Counsel for the Petitioner:MR.T.K.SRIDHAR

Counsel for the Respondent Nos.1 to 14: GP FOR HOME

The Court made the following Order :

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THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 4817 of 1998

ORDER:

The petitioner seeks a declaration that the action of the respondents in causing the death of her husband as violative of Article 21 of the Constitution of India and consequently direct the 1st respondent to provide necessary protection to the petitioner's life and to her three minor children and also to pay compensation of Rs.10,00,000/- and to provide suitable employment.

While admitting this writ petition, this Court, on 18.6.1998, passed interim order in WPMP Nos.5775 and 5776 of 1998, which reads as under:

> "In the counters, which are on record, it has been specifically denied that the respondents therein are either harassing the petitioner or interfering with her peaceful possession in a residential house. The respondents are directed to make the enquiry strictly in accordance with law and should not interfere with the peaceful possession of the petitioner in respect of the residential house in question. There appears to be no need for investigation by C.B.I."

In the light of the aforesaid interim order, this Court is of the view that no further orders are required to be passed in this writ petition.

The writ petition is accordingly disposed of. No costs.

8.12.2004

Gsn.

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To

1 The Secretary, State of A.P.,
Home Department, Secretariat,
Hyderabad.
2 The Director General of Police,
Hyderabad.
3 The Deputy Inspector General of Police
Guntur Range, Guntur Dist.
4 The Superintendent of Police,
Guntur Dist.
5 The Superintendent of Police,
Prakasam Dist.
6 S,H.O. Epurupalem Police Station,
Chirala (M), Prakasam Dist.
7 S,H.O. II Town Police Station,
Cheerala, Prakasam Dist.
7 S.H.O.,
Jeedimetla Police Station, Hyderabad.
8 The Director
Central Bureau of Investigation (CBI), New Delhi.

9. Two CCs to G.P. for Home, A.P.High Court Buildings, Hyderabad

(OUT).

10 Two CD copies.

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THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 4817 of 1998

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8.12.2004

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